

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY 9:00 A.M. JULY 21, 1998

PRESENT:

Joanne Bond, Chairman  
Mike Mouliot, Vice Chairman  
Sue Camp, Commissioner  
Jim Galloway, Commissioner  
Jim Shaw, Commissioner

Betty J. Lewis, County Clerk  
Howard Reynolds, Assistant County Manager  
Maureen Griswold, Legal Counsel

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 E. Ninth Street, Reno, Nevada. Following the pledge of allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

98-734 AGENDA

Chairman Bond requested that item 8A be heard after Item 18 on today's agenda. Howard Reynolds, Assistant County Manager, advised that there would be no closed session to discuss negotiations with Employee Organizations, and that Item 12A regarding the resignation and appointment to the North Valleys Citizen Advisory Board has been pulled from the agenda. He clarified that, with regard to Item 17, the action for the Board is to interview the top three candidates and appoint a Washoe County Representative to the Regional Water Planning Commission. In accordance with the Open Meeting Law, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that the agenda for the July 21, 1998 meeting be approved as amended.

PUBLIC COMMENTS

There was no response to the call for public comments.

MINUTES

On motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, Chairman Bond ordered that the minutes of the regular meeting of June 9, 1998 be approved.

On motion by Commissioner Camp, seconded by Commissioner Mouliot, which motion duly carried with Commissioner Shaw "abstaining," Chairman Bond ordered that the minutes of the regular meeting of June 16, 1998 be approved.

98-735 TRAVEL EXPENSE - NON-COUNTY EMPLOYEE - SHERIFF

Upon recommendation of Richard Kirkland, Sheriff, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, Chairman Bond ordered that the payment of \$127.53 for hotel accommodations for three nights for Larry Crabb of Multnomah County, Oregon, who taught an Animal Tranquilizer class in Incline Village, Nevada, on March 23 and 24, 1998 be approved.

It was noted that the funds for this expenditure would be taken from Account No. 15081-7620.

Upon recommendation of Karen Mabry, Director, Senior Services, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, Chairman Bond ordered that the following grant awards for FY98-99 from the Division for Aging Services, Regional Transportation Commission, and Human Services Consortium in the amount of \$307,179 be accepted and the establishment of specific revenue and expenditure accounts be approved:

REVENUES			
Source	Program	Amount	Account
Division for Aging Services	Case Management	\$ 75,000.00	25569G-4301
	Senior Law	\$ 74,000.00	25489G-4301
	Homemaker	\$ 30,000.00	25479G-4301
	Adult Day Health	\$ 70,000.00	25309G-4301
Human Services Consortium	Case Management	\$ 10,000.00	25569G-43016
	Legal	\$ 9,979.00	25489G-43016
	Adult Day Health	\$ 30,000.00	25309G-43016
Regional Transportation Commission	Gerlach Senior Transportation	\$ 8,200.00	25449G-4348
	Total	\$307,179.00	
EXPENDITURES			
Division for Aging Services	Case Management	\$ 75,000.00	25569G-7000
	Senior Law	\$ 74,000.00	25489G-7000
	Homemaker	\$ 30,000.00	25479G-7395
	Adult Day Health	\$ 70,000.00	25309G-7000
Human Services Consortium	Case Management	\$ 10,000.00	25569G-7000
	Legal	\$ 9,979.00	25489G-7000
	Adult Day Health	\$ 30,000.00	25309G-7000
Regional Transportation Commission	Gerlach Senior Transportation	\$ 8,200.00	25449G-7394
	Total	\$307,179.00	

98-737 ACCEPTANCE OF DONATION - FY 1998-99 - WILBUR D. MAY ARBORETUM, MUSEUM AND GREAT BASIN ADVENTURE - RANCHO SAN RAFAEL PARK

Karen Mullen, Director, Department of Parks and Recreation, stated that she wanted to publicly recognize and thank the May Foundation for their exceptional generosity to the Parks Department and the community, advising that their contributions have provided a margin of excellence at Rancho San Rafael Park that would not have been obtained without their support.

Gene Sullivan, representing the May Foundation, suggested that the Board drop a note of appreciation to the May Foundation for their generous support. Chairman Bond stated that she will have a letter drafted for the Board members signatures. Commissioner Galloway expressed his appreciation for the May Foundation's support and contributions.

Upon recommendation of Karen Mullen, Director, Department of Parks and Recreation, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, Chairman Bond ordered that the donation of \$250,000 from the Wilbur D. May Foundation to assist with the operation of the Wilbur D. May Arboretum, Museum and Great Basin Adventure at Rancho San Rafael Park for fiscal year 1998-99 be accepted with gratitude.

98-738 WATER RIGHTS DEED - FELLOWSHIP OF BELIEVERS, INC. - PARCEL MAPS - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Water Rights Deed for 6.06 acre-feet of surface water rights from a portion of Claim 142 between Fellowship of Believers, Inc. as Grantor, and Washoe County, as Grantee, be approved and Chairman Bond be authorized to execute.

It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

It was noted that in accordance with Article 422 of the Washoe County Development Code, Fellowship of Believers, Inc. is dedicating these water rights in support of a parcel map creating three new parcels; and that the parcels to be created are currently a part of APN 038-350-09.

98-739 WATER RIGHTS DEEDS - ROBERT A. NEIGHBORS - PARCEL MAPS - WEST WASHOE VALLEY - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Water Rights Deed for 4.48 acre-feet of water rights and Water Rights Deed for 10.10 acre-feet of water rights, being a portion of Permit 17566, Certificate 5425 between Robert A. Neighbors, as Grantor, and Washoe County, as Grantee, be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deeds with the County Recorder.

It was noted that in accordance with Article 422 of the Washoe County Development Code and the South Valleys Area Plan, Mr. Neighbors is dedicating a total of 14.58 acre-feet of water rights in support of three parcel maps creating 9 parcels within West Washoe Valley; and that the parcels to be created are currently a part of APNS 50-231-03 and 08, and 50-234-09.

98-740 WATER RIGHTS DEED - THE SPANISH SPRINGS-MADISON LIMITED PARTNERSHIP - FUTURE DEVELOPMENT - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Water Rights Deed for a total combined duty of 16.88 acre-feet of water rights being a portion of Supplemental Permits 59343 and 59344 between The Spanish Springs-Madison Limited Partnership, as Grantor, and Washoe County, as Grantee, in support of future development be approved and Chairman Bond be authorized to execute. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed with the County Recorder.

98-741 WATER RIGHTS DEED - WATER SALE AGREEMENT - SIERRA PACIFIC POWER COMPANY - RICHARD JOHNSON RESIDENCE - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Water Rights Deed for 1.06 acre-feet of water rights being a portion of Claim 147 between Sierra Pacific Power Company, as Grantor, and Washoe County, as Grantee, and Water Sale Agreement between Sierra Pacific Power Company and Washoe County be

approved and Chairman Bond be authorized to execute each document. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed and Water Sale Agreement with the County Recorder.

It was noted that the water rights are being dedicated to Washoe County in accordance with Article 422 of the Washoe County Development Code in support of Richard Johnson's residence, APN 216-040-06; and that Washoe County, in turn, is making these rights available to Sierra Pacific Power Company so they may supply water to this project.

98-742 WATER RIGHTS DEED - WATER SALE AGREEMENT - SIERRA PACIFIC POWER COMPANY - ARTHUR CARLSON PARCEL MAP - UTILITY SERVICES

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Water Rights Deed for 1.96 acre-feet of water rights being a portion of Claim 54, as changed by application 64051 between Sierra Pacific Power Company, as Grantor, and Washoe County, as Grantee, and Water Sale Agreement between Sierra Pacific Power Company and Washoe County be approved and Chairman Bond be authorized to execute each document. It was further ordered that the Utility Services Division Manager be directed to record the Water Rights Deed and Water Sale Agreement with the County Recorder.

It was noted that the water rights are being dedicated to Washoe County in accordance with Article 422 of the Washoe County Development Code in support of Arthur Carlson's Parcel Map creating three new parcels; that the parcels to be created are currently a part of APN 009-131-02; and that Washoe County, in turn, is making these rights available to Sierra Pacific Power Company so they may supply water to this project.

98-743 AGREEMENTS - RIGHT OF ENTRY AND EASEMENT - MONITOR WELLS - FERNLEY AND WADSWORTH AREA - WATER RESOURCES

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Camp, seconded by Commissioner Galloway, which motion duly carried, Chairman Bond ordered that the Right of Entry and Easement Agreements for monitor wells in the Fernley and Wadsworth Area be approved. It was further ordered that the Manager of Utility Services be authorized to execute the agreements on behalf of Washoe County.

98-744 AGREEMENT - SIERRA PACIFIC POWER COMPANY - WHOLESALE WATER SERVICE - HIDDEN VALLEY AREA - WATER RESOURCES

John Collins, Manager, Utility Services Division, responded to questions asked at yesterday's caucus meeting and reviewed the alternatives and fiscal impacts that were looked at by staff relative to water service for the Hidden Valley area, which included (1) construction of their own water treatment plant, (2) selling the Hidden Valley service territory to Sierra Pacific Power Company, and (3) a wholesale arrangement whereby the County would buy water from Sierra Pacific. He advised that staff is working with the County's financial consultant, Financial Consultant Solution Group, to determine the cost per month under the recommended agreement, which is currently estimated at approximately \$43; and that staff believes they have selected the best and most cost-effective alternative for the Hidden Valley customers. Mr. Collins then responded to questions of the Board.

Upon recommendation of John Collins, Manager, Utility Services Division, through Ed Schmidt, Director, Department of Water Resources, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, it was ordered that the Wholesale Water Service Agreement for the Hidden Valley Area between Sierra Pacific Power Company and Washoe County be approved and Chairman Bond be authorized to execute.

It was further ordered that staff be directed to initiate the process to revise the retail water service rates for the Hidden Valley and Spanish Springs Valley areas dependent upon wholesale water.

98-745 CORRECTION OF FACTUAL ERROR - 1997/98 UNSECURED TAX ROLL - ASSESSOR

Upon recommendation of Thomas Sokol, Assistant Chief Deputy Assessor, on motion by Commissioner Shaw, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the Roll Change Request for Paragon Construction International, Inc. I.D. #2/180-915 correcting factual errors on a tax bill already mailed for the 1997/98 Unsecured Tax Roll, be approved for the reasons

indicated thereon and mailed to the property owner, a copy of which is placed on file with the Clerk. It was further ordered that the Order directing the Treasurer to correct the error be approved and Chairman Bond be authorized to execute on behalf of the Commission.

98-746 TRANSFER WATER RIGHTS - SOUTH TRUCKEE MEADOWS GENERAL IMPROVEMENT DISTRICT - WATER RESOURCES

John Collins, Manager, Utility Services Division, advised that as a result of Board action last week regarding code changes involving Incline Village and other comments made during that presentation, he was directed to schedule a workshop with the Board to review Articles 420 and 422 which involve the dedication of facilities and water rights to the County; that the workshop has been scheduled for August 24; and that an additional option for the Board's consideration today would be to defer this item until after the workshop.

Following discussion, on motion by Commissioner Galloway, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that this item be rescheduled after the workshop regarding water rights issues which is scheduled for August 24, 1998.

98-747 REPORT - REVIEWING VACANT POSITIONS - PERSONNEL

In response to questions asked at yesterday's meeting relative to the Report regarding the process for reviewing vacant positions dated July 10, 1998 [placed on file with the Clerk], Joanne Ray, Chief of Personnel, advised that the position of Deputy Commissioner of Civil Marriages is currently filled with an on-call position and there is no full-time Deputy Commissioner at the present time; and that staff would like to move forward with certifying the list of eligible applicants to be considered for interview and appointment. Ms. Ray and Betty Lewis, County Clerk, responded to questions of the Board.

On motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, Chairman Bond ordered that staff be directed to proceed with the process to fill the position of Deputy Commissioner of Civil Marriages.

98-748 APPOINTMENT/REAPPOINTMENT - PARKS AND RECREATION COMMISSION

Upon recommendation of Karen Mullen, Director, Department of Parks and Recreation, on motion by Commissioner Mouliot, seconded by Commissioner Camp, which motion duly carried, Chairman Bond ordered that Ken Rose be appointed and Marlene Olsen be reappointed to the Parks and Recreation Commission with terms to expire June 30, 2002.

98-749 AUTHORIZATION TO ISSUE REQUEST FOR PROPOSAL - INTERNAL AUDIT SERVICES - MANAGEMENT ANALYST

John Sherman, Management Analyst, was present to provide additional information regarding this item.

Upon recommendation of John Sherman, Management Analyst, on motion by Commissioner Camp, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that the Purchasing Department be authorized to issue a Request for Proposal for Internal Audit Services; and that staff be authorized to review the proposals submitted and forward a recommendation to the Board for approval at a future date.

98-750 FISCAL YEAR 1998/99 INTERNAL AUDIT WORK PROGRAM - MANAGEMENT ANALYST

Upon recommendation of John Sherman, Management Analyst, on motion by Commissioner Shaw, seconded by Commissioner Camp, which motion duly carried, Chairman Bond ordered that staff be authorized to direct the contract internal auditor to perform the following internal audits during the 1998/99 Fiscal Year:

1. Collections Division - review the internal financial controls over revenue.
2. Parks and Recreation Department - review the internal financial controls over revenue.

3. Sheriff - financial audit of all trust and agency accounts, which includes commissary, inmate, execution and other miscellaneous accounts/funds maintained by the Sheriff's Office.

#### 98-751 FUNDING FOR STRUCTURAL/MECHANICAL ASSESSMENT - PIONEER CENTER

Howard Reynolds, Assistant County Manager, advised that a question was asked at yesterday's caucus relative to who holds the title of the Pioneer Center; and that it is his understanding that the Pioneer Center is owned by the RSCVA and the land is owned by the County, but he has not been able to verify this information.

John Shelton, Executive Director, Reno Performing Arts Center Association, advised that they are the non-profit managers for the Pioneer Center building. He stated that it is also their understanding that the RSCVA technically owns the building but the land is owned by the County; and that this is an effort to obtain four-way funding by the City, the RSCVA, the County, and the Reno Performing Arts Center Association for the structural/mechanical assessment to try to move the building into some sort of transition, perhaps into private ownership, and to release that burden from the RSCVA and the public structure.

Commissioner Galloway stated that in the caucus meeting it was made clear to him that the need is there and, although he wishes a different type of financial arrangement had been proposed, he does support this request.

Maureen Griswold, Legal Counsel, advised that if the Board approves the request for funding, staff would need to be directed to prepare a resolution to grant the money to the Pioneer Center which would be brought back to the Board for action.

On motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, Chairman Bond ordered that staff be directed to prepare a resolution to grant \$12,500 to the Pioneer Center and present same to the Board for consideration at next week's meeting.

#### 98-752 STATUS REPORT - 800 MHz REGIONAL RADIO SYSTEM - FINANCE

Chairman Bond advised that the agenda material dated June 22, 1998 contains the status report on the 800 MHz Regional Radio System, and more detailed information will be presented to the Board at a later date. Commissioner Galloway noted that good clarification of this item was presented at yesterday's caucus meeting.

Chairman Bond stated that no action is required for this item.

#### 98-753 INTERVIEWS AND SELECTION - WASHOE COUNTY REPRESENTATIVE - REGIONAL WATER PLANNING COMMISSION - WATER RESOURCES

Steve Walker advised that the three candidates recommended by staff are present to be interviewed by the Board for the position of the Washoe County Representative on the Regional Water Planning Commission.

The Board conducted interviews with the following candidates:

George E. Shaw  
John W. Fordham  
Terry A. Simmons

Following deliberation, on motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, Chairman Bond ordered that George E. Shaw, P.E., be appointed to fill the unexpired term of John McQuay as the Washoe County Representative on the Regional Water Planning Commission with term to expire June 30, 1999. The Board members noted that all three applicants were very strong candidates and expressed appreciation for their applications for this position.

#### 98-754 1999 WASHOE COUNTY LEGISLATIVE AGENDA

Howard Reynolds, Assistant County Manager, advised that there are currently 28 bill draft requests (BDR's) and it is recommended that those be reduced to 25 or fewer with the top ten drafts then being prioritized.

The Board then reviewed the BDR list and made recommendations as to which bill drafts they felt could be omitted. Commissioner Galloway stated that with regard to the prioritization list, possibly the Board members should turn those lists in for discussion at a later meeting.

A discussion then commenced relative to the following item regarding the Legislative Memorandum and its relationship to this item.

Leann McElroy, Chief of Staff, City of Reno, stated that, on behalf of the City of Reno, she would encourage the Board to eliminate BDR Nos. 9(3) and 13 relative to annexation issues. She referred to a letter dated July 17, 1998 from Mayor Jeff Griffin to the Board regarding this issue and stated that their biggest concern is that the County and the City of Reno should solve their differences locally rather than involving the State Legislature; and that, in an effort to resolve these issues, they would like to first schedule a workshop with the County Commission and then, if necessary, take the matter on to the Regional Governing Board. She advised that the City of Sparks has indicated that they also have concerns with these two bills; that given the climate in the next Legislature when Clark County will be discussing regional planning, Washoe County could end up with a very different system than what exists today; and that they would like to make every effort to try to resolve these issues with the Board.

Commissioner Galloway advised that he has forwarded a proposal to the City through Councilman Pierre Hascheff as a way to resolve these items, and Mr. Hascheff has indicated that he would be meeting with City staff tomorrow to discuss a compromise; and that, therefore, an effort has already been made to resolve the Sphere of Influence Issue. He stated that the City of Reno is using State Law to proceed, against the recommendation of this Board, with the acceleration of a schedule to involuntarily annex 34 islands; that since Reno has not backed off of the process, he does not believe it is reasonable for the Board to take either of those bill drafts off of the agenda; and that he believes it would be more reasonable to leave them on the agenda and take them off at such time as some agreement is reached.

Chairman Bond suggested that the bill drafts might be removed, but the two spots should be reserved so that if agreement is not reached through the joint meetings with the City, they could be placed back on the list.

Commissioner Galloway stated that he would prefer to leave the draft requests on the list so that there could be no interpretation of less commitment by the Board regarding this issue.

Ms. McElroy commented that two blanks on the Legislative agenda would be better for the entire region than a Legislative packet that is obvious to the South that we are in disagreement from a regional planning standpoint.

Commissioner Mouliot stated that he also objects to removing the two bill drafts from the agenda. He commented that his concerns are not so much with the islands, even though he does not like the idea of no additional services, but his main concern is about the external boundary annexations.

Commissioner Galloway advised that he presented proposed revised language for better clarification of BDR 13. Legal Counsel Griswold advised that she has reviewed the suggested language but believes that further clarification of the Board's intent may be needed in order to avoid problems later on. Commissioner Galloway then proposed that BDR Nos. 9(3) and No. 13 remain on the agenda with discussion of the content of the bill drafts to be held at a later time.

Mr. Reynolds commented that the Board may wish to rank the list of the 25 bill drafts which rankings could be totaled at a future meeting in order to prioritize the top ten. The Board was in agreement with this suggestion.

Following further discussion, on motion by Commissioner Galloway, seconded by Commissioner Mouliot, which motion duly carried, Chairman Bond ordered that Bill Draft Request Nos. 11, 22, and 26 be deleted from the Legislative BDR list, and the remaining 25 BDR's be approved. It was further ordered that the following language be eliminated from BDR No. 13: One way would be to simply lower the population limit of the appropriate Clark County NRS sections to 300,000; and that staff present options at a later date

for further clarification of BDRNos. 13 and 9(3) for the Board's consideration.

98-755 MEMORANDUM OF LEGISLATIVE COOPERATION - 1999 LEGISLATIVE SESSION

This item was discussed during the discussion on the previous item relative to whether the Memorandum of Legislative Cooperation should be amended to identify that Bill Draft Requests 9(3) and 13 might represent conflicts with one or more entities. The Board determined that language contained in the Memorandum provided adequate flexibility to address differences in position with regard to pending and proposed legislation.

Upon recommendation of Katy Simon, County Manager, on motion by Commissioner Camp, seconded by Commissioner Shaw, which motion duly carried, it was ordered that the Memorandum of Legislative Cooperation By And Among The County Of Washoe, City of Reno, City of Sparks, Regional Transportation Commission, and the Washoe County School District for the 1999 legislative session be approved and Chairman Bond be authorized to execute.

98-756 ALTURAS POWER LINE MITIGATION FUNDS - COMMUNITY DEVELOPMENT

Bob Webb, Community Development, provided an update of the Alturas Power Line Project and advised that John Owens of Sierra Pacific Power Company has indicated that they estimate the completion of the project will be mid-December of this year.

Chairman Bond congratulated staff on a great job and advised that this action represents a starting point, and as the process is refined along the way there may be changes that need to be made.

Commissioner Mouliot thanked Mr. Webb for his efforts, and stated that this process represented a lot of work and he is pleased with the results.

On motion by Commissioner Mouliot, seconded by Commissioner Galloway, which motion duly carried, Chairman Bond ordered that the following list of North Valleys community areas be approved as eligible to submit projects to potentially receive mitigation funds contributed by Sierra Pacific Power Company for the Alturas Intertie power line:

1. Cold Springs/Bordertown
2. Silver Knolls/Red Rock Road area
3. Stead/Anderson Acres
4. Grandview Terrace/Horizon Hills
5. Lemmon Valley (includes the Military Road area)
6. Golden Valley/Panther Valley

It was further ordered that the process as outlined in the staff report dated July 9, 1998 [placed on file with the Clerk] to disperse the Alturas Intertie power line mitigation funds to approved projects from the identified North Valleys community areas be adopted.

98-757 STATUS REPORT -CITY OF RENO PROPOSED ACCELERATED ANNEXATION PLAN

Dean Diederich, Planning Manager, Department of Community Development, provided an update of the City of Reno's proposed accelerated annexation plan whereby all island annexations would occur in this current fiscal year, 1998/99, noting that the annexations would not be 100% completed in this year, but the proposed hearing process would be started this year. He advised that, pursuant to recent Board direction, a letter signed by Chairman Bond expressing the Board's concerns regarding this issue was sent to the Reno City Council and he attended the Reno Planning Commission and the Reno City Council meetings to present the Board's position; that the City Council voted 7-0 to move forward with their annexation program with final direction to their staff to be given at their August 25, 1998 meeting as to the type of testimony they are to provide to the Regional Planning Commission at their meeting of August 26, 1998 on the finding of conformance; that the City Council indicated a desire to see if any resolution could be reached on the issues of "fiscal inequity" which were brought forth by Commissioner Galloway; and that

both parties identified as a concern a possible perception that County residents are being subsidized for services, such as the consolidated jail facility, etc. by the broader tax base of the entire County. He then advised that Chairman Bond, as Chairman of the Truckee Meadows Fire Protection District, also prepared correspondence that was sent to the City Council identifying potential tax implications to the Truckee Meadows Fire Protection District (TMFPD); that the purpose of that correspondence was to identify that the TMFPD would experience a loss of revenue and that further discussion on this issue also needs to be held; but that the City Finance Director refuted the estimated amount of lost revenue set forth in the correspondence and the County did not have the opportunity to respond to that testimony. Mr. Diederich then advised that the Board should give direction as to whether staff is to provide further testimony at the Regional Planning Commission hearings regarding the annexation program. Chairman Bond stated that Mr. Diederich should provide testimony at those hearings.

Commissioner Galloway commented that there are many issues to be addressed, and discussed the issue relating to due process. He stated that in any body of regulations such as the regional plan, it is implicit that there is due process; that the City of Reno moved the annexation schedule back several times resulting in a plan to annex certain islands at much later dates, and he believes to then turn around and accelerate that schedule is a violation of fair or due process and is inconsistent with the whole objective of planning; and that he would request that Mr. Diederich research the merits of that argument. He noted that there has been testimony by many residents that their personal financial planning relied on the plan under the old schedule.

Mr. Diederich advised that staff has relied consistently on the District Attorney's Office, noting that a Deputy District Attorney is the current Counsel on the Regional Planning Commission and some separation has to be made in providing opinions. He then requested all comments and opinions to provide him with a broad spectrum in order to present as much input at the Regional Planning Commission meeting as possible. Legal Counsel Griswold stated that since the District Attorney's Office represents the Board as well as the Regional Planning Commission, a conflict attorney will handle the issues that come forth regarding this matter.

Commissioner Shaw noted that Mayor Griffin's letter dated July 17th referred to a request by the City of Reno for a joint meeting to discuss these issues. A discussion commenced and Leann McElroy, City of Reno, extended an invitation on behalf of the Reno City Council for a joint workshop the week of August 17, 1998.

Discussion was held as to the appropriate date for the workshop and the Board suggested either the 19th or 20th of August, if possible.

Commissioner Mouliot commented that a lot has been said about whether the City of Sparks and Reno taxpayers or the County taxpayers pay more for the services they receive and he would like this issue resolved. He requested that staff prepare information that sets forth the percentage of taxes paid by City and unincorporated County residents versus the percentage of benefits they receive for the different regional services provided by the County, such as Health, Jail, Child Welfare, Courts, Social Services, Juvenile Services, etc.; and that this information is to be presented to the Regional Planning Commission. Mr. Diederich advised that he will meet with appropriate staff members and do his best to obtain this information for discussion at the joint meeting in August.

COMMISSIONERS' /MANAGER'S COMMENTS

Chairman Bond stated that the agendas for the Board's first meeting each month, which is the night meeting, have become so extensive that changes need to be made to reduce the length of those meetings. She commented that last Tuesday night's meeting went from 5:00 p.m. to 1:30 a.m. and today's meeting and next week's meetings are very light; that the rules adopted by the Board of County Commissioners sometime ago apparently resulted in all public hearings being placed on the night meeting; and that she would like the Board members to review the current rules and procedures and make suggestions as to how to better balance the agendas. She stated that she also has concerns with automatically requiring that the Board hold meetings outside of the Commission Chambers two times a year, once at Incline Village, and once at Gerlach, and would recommend that those be scheduled on an as needed basis only; that some of the Commissioners have expressed concerns relative to the ex parte communication rule; and that she would suggest that a workshop be scheduled to discuss these issues.

Commissioner Galloway suggested that a representative from the Truckee Meadows Fire Protection District attend the Regional

Planning Commission meeting to present the Fire District's concerns relative to annexation.

Commissioner Shaw advised that he will be attending an RTC conference out of town and will not be present at next week's caucus or BCC meeting.

#### COMMUNICATIONS AND REPORTS

The following communications and reports were received, duly noted, and ordered placed on file with the Clerk:

98-758 Communications:

A. From the Nevada Department of Transportation, Original Copy of the document containing the Special Provisions, Proposal, Contract No. 2877, and Bond for the Spray Booth and Crane Upgrades at the Reno Equipment Shop, Reno, Bison Construction, Contractor.

B. From the Public Service Commission of Nevada, Notice of Final Permit to Construct issued to Sierra Pacific Power Company to construct the Southern Segment of the Alturas Project as set forth in the Amended Stipulation dated February 5, 1998, in Docket No. 95-10044.

C. Notices of Completion submitted to the Nevada Labor Commission by the Department of Water Resources for the following projects:

1. West ArrowCreek Effluent Transmission Pipe.
2. South Truckee Meadows Effluent Reuse System Transmission Facilities.

98-759 Reports - Monthly (May 1998)

- A. Animal Control
- B. County Clerk
- C. Court Clerk
- D. Social Services
- E. Treasurer

Final Budgets (1998/99)

98-760 A. Reno

98-761 B. Reno Redevelopment Agency

98-762 C. School District of Washoe County

There being no further business to come before the Board, the meeting adjourned at 11:40 a.m.

JOANNE BOND, Chairman  
Washoe County Commission

ATTEST: BETTY J. LEWIS, County Clerk